

SENATE MOTION

MR. PRESIDENT:

I move that Engrossed House Bill 1004 be amended to read as follows:

- 1 Page 9, between lines 2 and 3, begin a new paragraph and insert:
- 2 "SECTION 12. IC 4-31-7.5-14 IS ADDED TO THE INDIANA
- 3 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 4 [EFFECTIVE JULY 1, 2002]: **Sec. 14. (a) A tax is imposed on the**
- 5 **adjusted gross receipts received from the sale of pari-mutuel pull**
- 6 **tabs authorized under this article at the rate of thirty percent**
- 7 **(30%) of the amount of the adjusted gross receipts.**
- 8 **(b) The permit holder shall remit the tax imposed by this section**
- 9 **to the department before the close of the business day following the**
- 10 **day the pari-mutuel pull tabs are sold.**
- 11 **(c) The department may require payment under this section to**
- 12 **be made by electronic funds transfer (as defined in IC 4-8.1-2-7(f)).**
- 13 **(d) If the department requires taxes to be remitted under this**
- 14 **chapter through electronic funds transfer, the department may**
- 15 **allow the permit holder to file a monthly report to reconcile the**
- 16 **amounts remitted to the department.**
- 17 **(e) The department may allow taxes remitted under this section**
- 18 **to be reported on the same form used for taxes paid under**
- 19 **IC 4-31-9.**
- 20 **Sec. 15. (a) The state pull tab wagering fund is established.**
- 21 **Money in the fund does not revert to the state general fund at the**
- 22 **end of the state fiscal year.**
- 23 **(b) The department shall deposit tax revenue collected under**
- 24 **section 14 of this chapter in the state pull tab wagering fund.**
- 25 **(c) Each month, the treasurer of state shall distribute the tax**
- 26 **revenue deposited in the state pull tab wagering fund under this**
- 27 **section as follows:**
- 28 **(1) Twenty-five percent (25%) of the tax revenue remitted by**
- 29 **each permit holder shall be paid:**
- 30 **(A) to the city in which the racetrack from which the tax**
- 31 **revenue was collected is located, in the case of a racetrack**

1 that is located in an incorporated area; or

2 (B) to the county in which the racetrack from which the tax
3 revenue was collected is located, in the case of a racetrack
4 that is located in an unincorporated area.

5 (2) After the distributions required under subdivision (1) are
6 made, the next twenty-six million dollars (\$26,000,000) of tax
7 revenue shall be paid to the horse racing commission to be
8 distributed as follows, in amounts determined by the horse
9 racing commission, for the promotion and operation of horse
10 racing:

11 (A) To a breed development fund established by the horse
12 racing commission under IC 4-31-11-10.

13 (B) To each racetrack that has been approved by the horse
14 racing commission under this article. The horse racing
15 commission may make a grant under this clause only for
16 purses and promotions.

17 (3) After the distributions required under subdivisions (1) and
18 (2) are made, the remainder of tax revenue remitted by each
19 permit holder shall be paid to the build Indiana fund lottery
20 and gaming surplus account."

21 Renumber all SECTIONS consecutively.

(Reference is to EHB 1004 as printed February 22, 2002.)

Senator LANANE